

**FILED**

DEC 18 2007

*[Signature]*  
CLERK

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
EASTERN DIVISION

HEATH TAYLOR, PRO. SE  
Plaintiff,

CIV 07-4184

vs.

COMPLAINT

CHARLIE (DAMON) WOLF, Gregory County Sheriff ET AL  
Defendant.

I. PREVIOUS LAWSUITS

A. Have you begun other lawsuits in state or federal court dealing with the same facts involved in this action or otherwise relating to your imprisonment?  
Yes ( ) No (X)

B. If your answer to "A" is yes, describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline).

1. Parties to this previous lawsuit:

Plaintiffs \_\_\_\_\_  
\_\_\_\_\_

Defendants \_\_\_\_\_  
\_\_\_\_\_

2. Court (if federal court, name the district; if state court, name the county)

\_\_\_\_\_  
\_\_\_\_\_

3. Docket number \_\_\_\_\_

4. Name of Judge to whom case was assigned \_\_\_\_\_

5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) \_\_\_\_\_

6. Approximate date of filing lawsuit \_\_\_\_\_

7. Approximate date of disposition \_\_\_\_\_

II. PLACE OF PRESENT CONFINEMENT MDSP Springfield SD.

- A. Is there a prisoner grievance procedure in this institution? Yes (X) No ( )
- B. Did you present the facts relating to your complaint in the prisoner grievance procedure? Yes ( ) No (X)
- C. If your answer is yes,
1. What steps did you take? \_\_\_\_\_
  2. What was the result? \_\_\_\_\_
- D. If your answer is no, explain why not THESE ALLEGATIONS ARE AGAINST GREGORY AND TRIPP COUNTY JAIL AND SHERIFFS DEPT. PRIOR TO BEING SENT TO MDSP.
- E. If there is no prison grievance procedure in the in the institution, did you complain to prison authorities? Yes (X) No ( )
- F. If you answer is yes,
1. What steps did you take? MADE SEVERAL REQUESTS FOR MEDICAL TREATMENT TO JAIL STAFF - WHICH WERE DELIBERATELY IGNORED.
  2. What was the result? NO MEDICAL TREATMENT WAS RECEIVED UNTIL IT BECAME AN EMERGENCY SITUATION.

III. PARTIES

In item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.

- A. Name of Plaintiff HEATH TAYLOR  
Address MDSP 1412 WOOD ST. Springfield SD 57104

In item B below, place the full name of the defendant in the first blank, his official position in the second blank, and his place of employment in the third blank. Use item C for the names, positions, and places of employment of any additional defendants.

- B. Name of Defendant CHARLIE (DAMON) WOLF who is employed as  
SHERIFF at GREGORY COUNTY  
(2)

C. Additional Defendants Winner City Jail (Tripp County) - Richard Bertram,  
Other unknown Nemed Jail staff, ET AL

#### IV. STATE OF CLAIM

State here as briefly as possible the facts of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach extra sheet(s) if necessary.

The defendants after having been informed several times of Plaintiff's  
chronic medical condition due to a degenerative arthritis condition.  
And also having been informed of recommended treatment according  
to extensive VA medical and therapeutic history and records filed  
to Winner City Jail, deliberately avoided proper care and treatment  
throughout incarceration. Having caused a disabling condition  
of which Plaintiff is now dependent upon the assistance of a  
wheel chair to function in every day life. Because of this deliberate  
indifference to Plaintiff's medical needs. Plaintiff has endured unnecessary  
Pain and loss of mobility.

#### V. RELIEF

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

Because of the deliberate indifference to Plaintiff's ongoing  
medical needs, this has caused unnecessary pain and  
physical disability which constitutes cruel and unusual punishment,  
The plaintiff requests the court finds liability against  
the defendants in compensatory damages for future loss of  
earnings and punitive damages for their deliberate indifference  
to Plaintiff's medical treatment.  
This lawsuit is being filed against the defendants in their  
official and individual capacity.

I declare (or certify, verify or state) under penalty of perjury that the foregoing is true and correct.

Signed and executed this 15 day of November, 2007

Heath A. Taylor  
Signature of Plaintiff